IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

Crl.Rev.Pet.No. 1953 of 2007()

CC.1322/2002 of JUDL. MAGISTRATE OF FIRST CLASS-I, KOCHI

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REVN. PETITIONER: COMPLAINANT

GUJARAT SIDHEE CEMENT LIMITED,O.S.38,
4TH FLOOR,GCDA COMPLEX,MARINE DRIVE,ERNAKULAM,REP.
BY ITS ASST.MANAGER,MARKETING K.RAJESH,PRESENTLY
REP.BY ITS OFFICER IT SRI.LALA K.MOHAMMAD,KALYANI
APARTMENTS,NEAR SUDHEENDRA MEDICAL MISSION
HOSPITAL,CHITOOR ROAD,KACHERIPADY,KOCHI-18.

BY ADV. SRI.V.V.ASOKAN

RESPONDENTS: ACCUSED

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1. R.SREEKUMAR,
PROPRIETOR, R.K.TRADERS,
KUNNIVILAKADAYIL HOUSE, MOONNAMOODU,
KODUNGANOOR, TRIVANDRUM-13.

2. STATE OF KERALA REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA AT
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 29/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

Crl.R.P.No.1953 of 2007

Dated this the 29th day of May, 2007

O R D E R

The revision petitioner is the complainant in the proceedings initiated under Section 138 of the Negotiable Instruments Act which happened to be dismissed as no steps were taken as ordered by the court below.

2. Revision petitioner has admitted the lapse on his part and has sought for an opportunity for taking steps. Considering the circumstances involved in the case, the order of the court below is set aside. The court below is directed to permit the petitioner to further pursue the matter. Revision petitioner shall appear before the court below on 15.6.2007.

The criminal revision petition is allowed.

K.R.UDAYABHANU,
JUDGE

csl